

## REMARKS

Entry of the foregoing and reconsideration of the application identified in caption, as amended, pursuant to and consistent with 37 C.F.R. §1.116 and in light of the remarks which follow, are respectfully requested.

At the outset, Applicant notes with appreciation the indication that claims 5-26 would be allowable upon withdrawal of the rejection under 35 U.S.C. §112, second paragraph. See Official Action at page 3.

By the above amendments, claims 5-7, 9, 15, 21 and 26 have been amended by deleting the terms "SCOSOx" and "SCONOX", and to recite "catalyst for the removal of SO<sub>2</sub>" and "catalyst for the removal of NO<sub>x</sub>", respectively. Entry of the above amendments is appropriate at least because they are effective to place the application in condition for allowance. See M.P.E.P. §714.12.

In the Official Action, claims 5-26 stand rejected under 35 U.S.C. §112, second paragraph, as being indefinite. While Applicant disagrees with the propriety of the Examiner's comments in connection with this rejection, in an effort to expedite prosecution, apparatus claims 5-7, 9, 15, 21 and 26 have been amended by deleting the terms "SCOSOx" and "SCONOX", and to recite "catalyst for the removal of SO<sub>2</sub>" and "catalyst for the removal of NO<sub>x</sub>", respectively, as noted above. In a telephone conference with Examiner Corno, he advised that such amendments would be effective to overcome the §112 rejection. Accordingly, the rejection is moot in view of the above amendments, and withdrawal of the rejection is respectfully requested.

From the foregoing, further and favorable action in the form of a Notice of Allowance is believed to be next in order, and such action is earnestly solicited.

If there are any questions concerning this paper or the application in general,  
the Examiner is invited to telephone the undersigned.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date: June 5, 2009

By:

A handwritten signature in black ink, appearing to read 'R. H. Lee', is written over a horizontal line.

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